

21 AUGUST 1946

I N D E X
Of
WITNESSES

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I N D E X
Of
EXHIBITS

<u>Pros.</u>	<u>Def.</u>	<u>Description</u>	<u>For</u>	<u>In</u>
<u>No.</u>	<u>No.</u>		<u>Ident.</u>	<u>Evidence</u>
	278	Letter	4116	

Wednesday, 21 August, 1946

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INTERNATIONAL MILITARY TRIBUNAL
FOR THE FAR EAST
Court House of the Tribunal
War Ministry Building
Tokyo, Japan

The Tribunal met, pursuant to adjournment,
at 0930.

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Appearances:

For the Tribunal, same as before, with the
exception of the HONORABLE MYRON C. CRAMER, Member from
the United States of America, now sitting.

For the Prosecution Section, same as before.

For the Defense Section, same as before.

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(English to Japanese, Japanese to
English, English to Chinese, and Chinese to
English interpretation was made by the
Language Section, IMTFE.)

A 1 MARSHAL OF THE COURT: The International
b 2 Military Tribunal for the Far East is now in session.

r 3 THE PRESIDENT: All the accused are present
a 4 except OKAWA, MATSUI, HIRANUMA, and SHIRATORI who are
m 5 represented by their respective counsel. I have two
& 6 certificates by the medical officer of Sugamo Prison
M 7 certifying as to the present illness of HIRANUMA and
o 8 SHIRATORI. These certificates will be recorded and
r 9 filed.
s 10
e 11

12 Mr. Chief Prosecutor.

13 MR. KEENAN: I believe the cross-examination
14 was proceeding.

15 THE PRESIDENT: I wish to make an explanation.
16 Yesterday I suggested you were putting to the witness
17 something he had not said, that may be leading him in
18 effect. Having read the record I am satisfied I was
19 wrong and I regret that I took exception to your
20 conduct, as I misapprehended it.

21 MR. KEENAN: Thank you, your Honor.

22 THE PRESIDENT: Major Blakeney.
23
24
25

PU-YI

CROSS

1 H E N R Y P U - Y I, called as a witness on behalf
2 of the prosecution, resumed the stand and testi-
3 fied as follows:

4 CROSS-EXAMINATION (Continued)

5 BY MAJOR BLAKENEY:

6 Q At yesterday's adjournment I was asking you
7 to fix the approximate date, the approximate time
8 which elapsed between your conversation with Colonel
9 ITAGAKI and your removal to Hsinking.

10 A As I explained to you yesterday, I couldn't
11 recall the exact date. Now I can give you why I can't
12 recall it. You know in the past ten or more years
13 the suffering I had experienced and the oppressions
14 that were ~~imposed~~ imposed on me by the Japanese were beyond
15 ordinary people's imagination. Consequently, my health
16 was impaired and my memory was not good at all. I
17 must admit that I can't remember the correct dates
18 but I must say that the events that happened to me,
19 surely I can remember them very correctly, that is,
20 I first saw ITAGAKI and then went to Hsinking. I
21 would never forget this humiliation.

22 Q Can you tell us whether a year elapsed between
23 those two events?

24 A Naturally it wasn't so long. As I told you,
25 I couldn't recall the exact date.

PU-YI

CROSS

1 Q Then you would say it was less than a year,
2 is that correct?

3 A I can only assure you that I went to Hsinking
4 only after I saw ITAGAKI.

5 Q According to your best recollection would
6 you say it was less than a year?

7 A I had already replied. I think it would serve
8 no useful purpose for you to keep on asking me this
9 question. Anyhow, I had been oppressed in the past
10 ten years or more. Naturally I would like to tell to
11 the public and my friends at large the experiences I
12 had faced. Anyhow I had already given you the reply.
13 If you don't mind me saying, I know that you, being
14 the counsel for the defense, naturally you would like
15 to distort the truth but whatever I have already told
16 you was as I see it true.

17 Q May we take it then that more than a year
18 elapsed between your conversation with ITAGAKI and
19 your arrival in Hsinking?

20 A No.

21 Q Then it was less than a year according to your
22 recollection?

23 A I would refuse to answer this question.

24 Q Then you wish the Tribunal to understand that
25 you cannot fix, even as being less than or more than

PU-YI

CROSS

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18 elapsed between your conversation with ITAGAKI and
19 your arrival in Hsinking?

20 A No.

21 Q Then it was less than a year according to your
22 recollection?

23 A I would refuse to answer this question.

24 Q Then you wish the Tribunal to understand that
25 you cannot fix, even as being less than or more than

PU-YI

CROSS

1 a year, the length of time which elapsed between these
2 two events, is that correct?

3 A No. It is a fact anyhow that I went to
4 Hsinking shortly after I saw ITAGAKI. I can't tell
5 you yes or no just as you wish. It is a fact anyhow
6 I have already told you.

7 Q Then you wish your testimony to stand that
8 you can't fix, even as to its being less than or more
9 than a year, the length of time which elapsed between
10 these two events?

11 A What you said is not true, isn't correct.
12 It was never so long as one year. If it were one year
13 I would have reached Chang-chun.

14 THE PRESIDENT: You ought to be satisfied
15 to leave it at that, Major.

16 MAJOR BLAKENEY: Yes, sir.

17 Q Then we now know that it was less than a year
18 between those two events. Would you say that it was
19 more or less than six months?

20 THE PRESIDENT: We have heard enough.

21 Q When did you arrive in Hsinking?

22 A It was one or two days prior to March 1.

23 Q Of what year?

24 A The next year of the outbreak of the Mukden
25 Incident.

PU-YI

CROSS

1 Q On what date was Manchukuo established as a
2 country?

3 A You please don't ask me any more about the
4 question of dates.

5 MAJOR BLAKENEY: I request the Tribunal to
6 direct the witness to answer the question.

7 THE PRESIDENT: We won't ask him to answer
8 any question twice.

9 MAJOR BLAKENEY: I submit, sir, that that
10 question has not been asked of this witness.

11 THE PRESIDENT: Well, it may not have been.
12 It has been given in evidence but I don't know that
13 he gave the evidence.

14 MR. KEENAN: Mr. President, I suggest the
15 question as asked would permit of many different
16 answers in accordance with what the interrogator means
17 by the question itself. He has asked when the State
18 was established.

19 THE PRESIDENT: Witness, you must answer the
20 question if you understand it and if you know the
21 answer.

22 THE WITNESS: I went to Chang-chun the next
23 year after the outbreak of the Mukden Incident.

24 MAJOR BLAKENEY: The reporter will please
25 read the last question.

PU-YI

CROSS

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23 year after the outbreak of the Mukden Incident.

24 MAJOR BLAKENEY: The reporter will please
25 read the last question.

PU-YI

CROSS

1 (Whereupon, the last question was
2 read by the official court reporter as follows:
3 "On what date was Manchukuo established as a
4 country?")

5 A They were then using the Ta-Tun calendar.
6 I can't recall the exact date.

7 CHINESE MONITOR: It is first year of Ta-Tun.

8 Q Was the **State** of Manchukuo established before
9 or after your arrival in Hsinking?

10 A After I arrived at Hsinking the provisional
11 government of Manchukuo was established.

12 Q How long after your arrival was that govern-
13 ment established?

14 A It was right after I arrived at Hsinking.

15 Q That is within a few days?

16 A It was shortly after my arrival. I can't say
17 whether it is two days or three days exactly. After
18 my arrival at Hsinking the **State** of Manchukuo was
19 established. I think it was the next day.

20 Q Do you know whether prior to your first meet-
21 ing with Colonel ITAGAKI any of your **advisers** had dis-
22 cussed with him the matter of your becoming head of a
23 new Manchurian **State**?

24 A I don't know the personal activities of Cheng
25 Hsiao-hsu as well as of Luo Chen-yu.

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1 Q Did you instruct them or any of your other
2 advisers to call upon Colonel ITAGAKI or any other
3 Japanese in regard to that matter?

4 A After the matter was solved, Cheng Hsiao-hsu
5 or Luo Chen-yu had seen them.

6 Q I am referring, of course, to a time prior to
7 your conversation with General ITAGAKI -- Colonel ITAGAKI.

8 A Those were the personal activities of Cheng
9 Hsiao-hsu and Luo Chen-yu, which I could have no way
10 to limit or restrict.

11 Q My question was, had you at any time prior
12 to your first conversation with Colonel ITAGAKI sent
13 any of these advisers to see him or any other Japanese
14 in regard to this matter?

15 A At that time, Cheng Hsiao-hsu and Luo Chen-
16 yu had frequently seen them. Their personal activi-
17 ties I have no way to know. Their own personal
18 belief I have nothing to do with.

19 Q I asked you whether, prior to your first con-
20 versation with Colonel ITAGAKI, you had ordered Luo Chen-
21 yu or any of your other advisers to call on Colonel
22 ITAGAKI or any other Japanese in regard to this matter?

23 A That was long time ago. I cannot recall that.
24 At that time we were under the influence and power of the
25 Kwantung Army. Naturally, there might have been some

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CROSS

1 coming and going.

2 CHINESE MONITOR: Correction, please. It
3 should be: There might have been comings and goings
4 socially.

5 A (Continuing) Especially so was the fact that
6 I was then living in Tientsin, and many of these Jap-
7 anese officers, military officers, came to see me.

8 THE PRESIDENT: You are not going to press for
9 an answer to that question, are you? You are not
10 pressing for an answer to that question?

11 MAJOR BLAKENEY: Yes, sir, I do wish to press
12 for an answer to that question. I think it is vital.

13 THE PRESIDENT: I thought you were not seeking
14 information but trying to destroy credit.

15 MAJOR BLAKENEY: May I state my position in
16 that regard?

17 THE PRESIDENT: Yes, I should like to hear it.

18 MAJOR BLAKENEY: Implicit in the entire tes-
19 timony of this witness is the suggestion reiterated
20 by him from the stand that he was a reluctant monarch.
21 Woven through the entire fabric of his testimony is
22 the suggestion that all he did was done under duress.
23 Of course, if we can disprove that duress, if we can by
24 impeachment of this witness or by his own words show
25 that he acted voluntarily, the entire structure

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1 collapses.

2 How then could I more directly attack his
3 credibility than by the attempt to show, or by attempt-
4 ing to get him to affirm or deny that he did or did
5 not send requests that that be done which was done?

6 THE PRESIDENT: Well, I suggested to you you
7 were not seeking information; you were destroying
8 credit. And that particular question has served its
9 purpose.

10 MR. KEENAN: Might I be heard for a moment,
11 Mr. President?

12 I am respectfully suggesting that there may
13 be some confusion, for this reason: If the question
14 asked of this witness was whether or not he sent his
15 advisers to ITAGAKI for the purpose of aiding or assist-
16 ing him to become regent or to go on the throne of
17 Manchuria, it would clearly bring out the point. But
18 that question has not been asked; only a part of it
19 has been asked, and I believe this witness is confused.

20 The prosecution would be quite anxious to
21 have this witness interrogated as to whether or not
22 at any time he sent his advisers to ITAGAKI or any-
23 one else for that purpose.

24 THE PRESIDENT: He won't answer that question.

25 MR. KEENAN: But the question, Mr. President,

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22 at any time he sent his advisers to ITAGAKI or any-
23 one else for that purpose.

24 THE PRESIDENT: He won't answer that question.

25 MR. KEENAN: But the question, Mr. President,

PU-YI

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1 is put to him without reference to time or place, and
2 with a witness who is not accustomed to our proceed-
3 ings and who is operating under the difficulty of not
4 even hearing his answers repeated to him, his previous
5 ones, in his own language, I suggest for that reason
6 that there might be some liberality extended in putting
7 a precise question that would not be capable of mis-
8 construction on such an important point as I believe
9 this to be.

10 THE PRESIDENT: Well, his answers suggested
11 he is not handicapped by not hearing his previous
12 answers repeated in Chinese.

13 Apparently the Chief Prosecutor wants you to
14 continue asking questions. You may do so as far as
15 the Tribunal is concerned, for the time being.

16 Q Mr. Witness, did you at any time prior to your
17 meeting with Colonel ITAGAKI to which you have tes-
18 tified, send Luo Chen-yu or any of your other advisers
19 to see Colonel ITAGAKI or any other Japanese and
20 to discuss with him the matter of your restoration to
21 the regency or the throne of Manchuria?

22 A This is ridiculous. At that time there was
23 nothing like a monarchy or anything like that. There
24 was only provisional government, and what Luo Chen-yu
25 may have in his own personal mind I have nothing to do.

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1 MAJOR BLAKENEY: I appeal to the Tribunal.

2 THE PRESIDENT: I take the phrase "This is
3 ridiculous" to import a denial. I think you ought to
4 leave it at that.

5 Q Was Luo Chen-yu at that time your trusted
6 adviser?

7 A They were then all my followers in Tientsin.
8 Of course, there were many differences that were exist-
9 ing between me and these people. Even when I was
10 threatened with drastic action by ITAGAKI I was trying
11 to refuse. At that time my advisers' opinion was
12 different from me.

13 Q Let's return to Luo Chen-yu for a moment. I
14 want to know whether you reposed trust and confidence
15 in him and, therefore, made him your adviser?

16 A I had never given him any title like an
17 adviser. "His adviser" was merely used during this
18 interpretation -- in the course of interpretation.

19 Q Did he accompany you from Tientsin to Port
20 Arthur?

21 A No.

22 Q Did he accompany you from Port Arthur to
23 Hsinking?

24 A Yes, that was right.

25 Q What was his position in your household or

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1 entourage?

2 A To what time do you refer?

3 Q At the time that he went with you from Port
4 Arthur to Hsinking.

5 A Since there was no governmental organiza-
6 tion then, how could I give him any title?

7 Q I did not ask you about titles. I asked you
8 what position he occupied; what purpose did he serve,
9 what did he do?

10 A He was then but a friend of mine, and he was
11 known to others as my adviser. Actually he was but a
12 friend.

13 Q Was he or was he not at that time or at any
14 other time authorized to speak for you in matters
15 connected with politics, restoration to the throne,
16 and the like?

17 MR. KEENAN: If the Court please, the prose-
18 cution objects to that question because of its being
19 a double-barreled or triple-barreled one. I suggest
20 when we get to the question of unofficial advisers
21 to men in office it is a very difficult thing to
22 answer. I do not know how it is in China, but Wash-
23 ington is filled with them, and it is very difficult
24 to find out what their precise duties are.

25 But in this question he is asked if he was

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1 authorized to speak for him in politics and other
2 matters. The question is so indefinite I do not see
3 how the witness could answer that yes or no, or what
4 he means by "speak for him."

5 THE PRESIDENT: The question we think is fair.
6 It expressly asks whether the particular person had
7 authority in relation to the restoration to the throne,
8 to discuss that question.

9 MAJOR BLAKENEY: The witness will answer the
10 question, please.

11 MR. KEENAN: Could we have the question reread
12 to the witness?

13 (Whereupon, the question was read
14 by the official court reporter as follows:
15 "Q Was he or was he not at that time or at
16 any other time authorized to speak for you in
17 matters connected with politics, restoration
18 to the throne, and the like?")

19 A I cannot tell you now the personal activities
20 of these people.

21 Q I am not asking for their personal activ-
22 ities. I am asking for their activities representing
23 you.

24 MR. KEENAN: Prosecution objects to that
25 question as being confusing. It was the understanding

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1 that he is asking not for the activities but the
2 authority from this man to bind him or to represent
3 him; not what the so-called adviser did, but what he
4 authorized him to do. This question confuses that
5 issue and is unfair. We object to it.
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1 THE PRESIDENT: Well, subject to its correct
2 interpretation, the Tribunal thinks it is a fair
3 question.

4 Major Blakeney, you have told us your purp-
5 ose is not to elicit information but to destroy
6 credit; and you ought to be satisfied, perhaps, that
7 you have done all that you can do in that regard.

8 MAJOR BLAKENEY: If that is the Tribunal's
9 viewpoint, I will be glad to leave that point.

10 THE PRESIDENT: You use your own judgment
11 on that.

12 BY MAJOR BLAKENEY (Continued):

13 Q Where is Luo Chen-yu?

14 A He is dead.

15 Q Where is Wang Shen Shih?

16 A He is dead, also.

17 Q Where is Cheng Chui?

18 A He is also dead.

19 Q Then all the men whom you testified were
20 your advisers at the time of your going to Manchuria
21 are now dead, is that correct?

22 MR. KEENAN: I object to this line of ques-
23 tioning as not being within the scope of the examina-
24 tion, affecting his credit or his character; and there
25 is an assumption that he had something to do with

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1 their untimely demise.

2 THE PRESIDENT: It did not occur to me that
3 the question had anything sinister in it.

4 However, you ought to ask him about particu-
5 lar advisers who had something to do with his busi-
6 ness, Major Blakeney, and not extend it to all his
7 advisers.

8 Q At the time Colonel ITAGAKI called upon
9 you, did he or did he not tell you that he had called
10 in response to the suggestion of Mr. Luo that you
11 wished to discuss the matter of restoration to the
12 throne of Manchuria with him?

13 A This sounds queer to me. First of all,
14 there was never any monarchy restored; and, secondly,
15 there was under the then influence of Japanese Kwan-
16 tung Army and Japanese Army in Tientsin -- there
17 might have been some activities between the individ-
18 uals. I had nothing to do with these personal ac-
19 tivities, and I don't know it.

20 Q I am afraid you didn't quite understand
21 my question which was this: Did Colonel ITAGAKI
22 tell you, or did he not, that he had come in re-
23 sponse to the suggestion of Mr. Luo that you desired
24 him to come and discuss this question?

25 A I didn't know what Lu Chen-yu personally

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CROSS

1 told ITAGAKI. I had never had any intention of res-
2 toration. It was initiated by ITAGAKI.

3 Q Did Colonel ITAGAKI say that, or did he not?

4 A I never recall that.

5 Q If Mr. Luo did tell Mr. ITAGAKI that, the
6 statement was not authorized by you, is that correct?

7 A I have never known anything about what Luo
8 Chen-yu said. Of course, I must admit that these
9 people, like Lu Chen-yu and Cheng Hsiao-hsu, were
10 old-type Chinese. Their minds is very old, and they
11 were working under the former monarchs -- the former
12 empire. Whatever they thought cannot be said --
13 considered as representing mine. Their idea is very
14 different from mine.

15 Q Was the proposition made to you by Colonel
16 ITAGAKI that you should become chief executive or
17 Regent of Manchukuo as you did, in fact, later be-
18 come?

19 A Yes, of course, it was what ITAGAKI told me.

20 THE PRESIDENT: I take it, Major Blakeney,
21 that you are putting to this witness in the ordinary
22 way the things that ITAGAKI will say if he goes into
23 the box.

24 MAJOR BLAKENEY: Yes, sir.

25 THE PRESIDENT: We will recess now for

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CROSS

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2 toration. It was initiated by ITAGAKI.

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10 old-type Chinese. Their minds is very old, and they
11 were working under the former monarchs -- the former
12 empire. Whatever they thought cannot be said --
13 considered as representing mine. Their idea is very
14 different from mine.

15 Q Was the proposition made to you by Colonel
16 ITAGAKI that you should become chief executive or
17 Regent of Manchukuo as you did, in fact, later be-
18 come?

19 A Yes, of course, it was what ITAGAKI told me.

20 THE PRESIDENT: I take it, Major Blakeney,
21 that you are putting to this witness in the ordinary
22 way the things that ITAGAKI will say if he goes into
23 the box.

24 MAJOR BLAKENEY: Yes, sir.

25 THE PRESIDENT: We will recess now for

PU-YI

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1 told ITAGAKI. I had never had any intention of res-
2 toration. It was initiated by ITAGAKI.

3 Q Did Colonel ITAGAKI say that, or did he not?

4 A I never recall that.

5 Q If Mr. Luo did tell Mr. ITAGAKI that, the
6 statement was not authorized by you, is that correct?

7 A I have never known anything about what Luo
8 Chen-yu said. Of course, I must admit that these
9 people, like Lu Chen-yu and Cheng Hsiao-hsu, were
10 old-type Chinese. Their minds is very old, and they
11 were working under the former monarchs -- the former
12 empire. Whatever they thought cannot be said --
13 considered as representing mine. Their idea is very
14 different from mine.

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16 ITAGAKI that you should become chief executive or
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24 MAJOR BLAKENEY: Yes, sir.

25 THE PRESIDENT: We will recess now for

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1 fifteen minutes.

2 (Whereupon, at 1045, a recess was
3 taken until 1100, after which the proceed-
4 ings were resumed as follows:)

5 MARSHAL OF THE COURT: The International
6 Military Tribunal for the Far East is now resumed.

7 THE PRESIDENT: Major Blakeney.

8 BY MAJOR BLAKENEY (Continued):

9 Q And did you not reply to Colonel ITAGAKI
10 that you were not interested in a regency, but wished
11 to be absolute monarch?

12 A No.

13 Q Do you know whether your advisers told him
14 that, at the meeting which he had with them after
15 leaving you?

16 A I have never sent any adviser to see ITAGAKI.

17 Q You have already testified that after Colonel
18 ITAGAKI left you he called on your advisers. I am
19 asking you if you know whether any of them told him
20 in substance that you were unwilling to become regent,
21 but you would become Emperor?

22 A No, not that I know of.

23 Q What were the threats which Colonel ITAGAKI
24 made to you?

25 A As I have already testified, Colonel -- the

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1 then Colonel ITAGAKI told me that he wished to have
2 Manchukuo established into an independent State because
3 the then regime under Chang Hsueh-liang was not satis-
4 factory.

5 Q With what consequences did Colonel ITAGAKI
6 threaten you if you refused his proposition?

7 A After I refused him ITAGAKI went back to his
8 hotel.

9 Q You have testified earlier that Colonel
10 ITAGAKI made threats against you to force you to
11 accept his proposition. I ask you what was the nature
12 of those threats?

13 A He said then that if we refused his proposi-
14 tion he would adopt drastic action against us.

15 CHINESE MONITOR: A slight addition to the
16 previous answer made by the witness: The witness said,
17 "After I refused him ITAGAKI got angry and went back to
18 his hotel." And also he said, "Then they will consider
19 us as their enemies."

20 A (Continuing) This statement was made to my
21 adviser by ITAGAKI.

22 Q Did Colonel ITAGAKI make any threats directly
23 to you?

24 A He made all these statements to the advisers.
25 Of course, he was very much dissatisfied with me, and

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2 Manchukuo established into an independent State because
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19 us as their enemies."

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21 adviser by ITAGAKI.

22 Q Did Colonel ITAGAKI make any threats directly
23 to you?

24 A He made all these statements to the advisers.
25 Of course, he was very much dissatisfied with me, and

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1 ITAGAKI's statement was relayed to me by my advisers.

2 Q By which one of them?

3 A Cheng Hsiao-hsu and Wang Shen Shih.

4 Q Then actually the threats of Colonel ITAGAKI
5 amounted to this: that he said, as you have already
6 testified, that your life might be threatened if you
7 refused him; is that correct?

8 A Yes, that was what was intimated by Cheng
9 Hsiao-hsu and Wang Shen Shih.

10 Q Is it a fact that after September, 1931, and
11 prior to your conversation with General ITAGAKI, you
12 had written one or more letters to high Japanese
13 officials indicating your willingness to accept
14 restoration to the throne in Manchuria?

15 A No.

16 THE PRESIDENT: I suppose you will produce
17 those letters or account for their absence?

18 That question is directed to you, Major
19 Blakeney.

20 MAJOR BLAKENEY: The letters will be produced,
21 sir.

22 Q You are positive --

23 THE PRESIDENT: Major Blakeney, I want that
24 answered.

25 MAJOR BLAKENEY: Yes, sir. I said the letters

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1 will be produced, sir.

2 THE PRESIDENT: That will be all right.

3 Q You are positive that you wrote no such
4 letters; there is no doubt about that?

5 A No, not at all. I don't know.

6 THE PRESIDENT: We want those letters pro-
7 duced to the witness now, Major Blakeney.

8 MAJOR BLAKENEY: I am afraid I did not quite
9 catch that, sir; I did not quite understand you.

10 THE PRESIDENT: We want the letters produced
11 to him now.

12 MAJOR BLAKENEY: I will attempt to obtain them
13 at the next recess, sir.

14 Q Did your last answer mean that you don't know
15 whether you wrote such a letter, or that you know
16 nothing about any such letters?

17 A I have never written it.

18 THE PRESIDENT: Are they signed by him?

19 MAJOR BLAKENEY: I think such will be shown to
20 be the case, sir.

21 Q I should like to ask you now whether in
22 accepting the regency of Manchukuo you were or were not
23 motivated by a desire to vindicate yourself and to bring
24 a more beneficial reign to Manchuria?

25 A That was what I -- my idea is this --

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1 Q Just a moment. I do not believe you are
2 answering my question.

3 A My answer is this now: During that time,
4 when I was being oppressed by ITAGAKI, my psychologi-
5 cal reaction was this: that Manchuria is a part and
6 parcel of Chinese territory, and the Manchurian people
7 is a part of Chinese people. At that time the Japanese
8 military by force occupied the northeastern provinces
9 and a part of China; due to the lack of military force
10 they could -- the Chinese could not resist. Then I
11 thought that in the face of the threat by ITAGAKI
12 there might be a chance for me to get into Manchuria
13 so that I can -- so that the Chinese could be pre-
14 pared to tackle the situation in the future.

15 THE MONITOR: To recover.

16 A (Continuing) To recover the lost territory.

17 Q Just a moment. You are not answering my
18 question, Mr. Witness. My question is this: In
19 accepting the regency of Manchukuo were you or were you
20 not motivated by a desire to vindicate yourself --

21 THE PRESIDENT: Now leave it at that. You
22 can ask him another question.

23 MAJOR BLAKENEY: Yes, sir. I am going to
24 divide it.

25 Q -- to vindicate yourself after the loss of

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1 your rights in China?

2 A That was not my desire at all.

3 Q And were you or were you not motivated by a
4 desire to bring to Manchuria a rule, a reign, a govern-
5 ment more beneficial than that which it had then been
6 enjoying?

7 A Since during that time the Chinese were with-
8 out much strength to resist the Japanese, I thought
9 that there might be a chance for me to get hold of
10 some troops and a chance for me to turn out some
11 Chinese youths so that in the future we may join up
12 with the Chinese armies in China proper.

13 CHINESE MONITOR: To resist.

14 A (Continuing) To resist the Japanese.

15 MAJOR BLAKENEY: Will the reporter please
16 read the last question to the witness?

17 MR. KEENAN: If the Court please, if this is
18 preliminary to repeating the same question, I object
19 to it on the ground that it has been asked and answered,
20 and I submit, properly and responsively.

21 THE PRESIDENT: The answer appears to me to
22 be sufficient.

23 Q Did you or did you not, after becoming Regent
24 of Manchukuo, make statements that such were your
25 motives in accepting the position of Regent?

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1 THE PRESIDENT: Do you propose to call
2 evidence that he stated his motives to anybody?

3 MAJOR BLAKENEY: Yes, sir.

4 THE PRESIDENT: Well, we must allow the
5 question.

6 MR. KEENAN: Mr. President, my objection is
7 to the form of the question. The question is: Did
8 you use the term "such," and he has already stated
9 what his motives were, but the preceding question
10 ascribed other motives, equally indefinite, about the
11 vindication, and I think that the witness should be
12 clearly informed as to what statements or what repre-
13 sentation he is supposed to have made to others.
14 That is the ground of my objection.

15 MAJOR BLAKENEY: I will be very glad to add
16 to my question the words, "such motives as I have
17 just mentioned."

18 MR. KEENAN: Mr. President, I suggest that
19 that makes the question even more confusing.

20 THE PRESIDENT: You had better try again,
21 Major Blakeney, and make it clear.
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1 Q Did you or did you not after becoming
2 Regent of Manchukuo make statements to the effect
3 that your motives in accepting the Regency had been,
4 first, to vindicate yourself by regaining part of
5 your lost realm; and second, to improve the condition
6 of the people of Manchuria by bringing to them a more
7 beneficial state of society, reign or rule than they
8 had been having theretofore?

9 A I would like to point out the paradox. First,
10 at that time there was only the Regency; being a
11 Regency, there is nothing like realm to be talked
12 of.

13 Q Without entering into an argument, will you
14 please answer whether you did or did not make such
15 statements?

16 A Well, I remember that I had made a lot of
17 statements. If you ask me to recall one by one
18 these statements, I can't do that.

19 Q Will you say that you did not make such a
20 statement?

21 A This particular statement I don't remember
22 I had made, but at the time when I arrived at Man-
23 churia, I adopted a new system.

24 Q Will you say that after you became Regent
25 of Manchukuo, such a statement was or was not made

1 by you or that you do not know whether you made such
2 statements, which is it?

3 A I don't remember that I had made such a
4 statement. Will you listen to my further explanation?

5 Q Not at this time. If you made such a
6 statement -- Just a moment --

7 A I have a few statements to make yet.

8 Q If you made such a statement, was it a
9 correct statement of your sentiments at that time?

10 MR. KEENAN: I object. I think it is
11 obvious that the witness by reason of the light has
12 not been permitted to finish fully his answer to the
13 previous question; and since the question itself
14 was -- included two items, it may be that he wishes
15 to answer it adequately.

16 MAJOR BLAKENEY: I submit to the Tribunal
17 that it is obvious that the witness does not wish
18 to answer any question at all, and I think that he
19 should be required and directed to answer these
20 simple questions.

21 THE PRESIDENT: I have told you before,
22 I have told other counsel, you should not attack the
23 witness in court. You can do that in the course of
24 your address later but not in the course of his
25 evidence.

1 MAJOR BLAKENEY: I have no wish to offend
2 that rule, sir. My only wish is to attempt to get
3 certain information from the witness to assist the
4 Tribunal in knowing the facts and I am not getting
5 it.

6 THE PRESIDENT: Well, he may complete his
7 answer to the earlier question.

8 A (Continuing) You have to understand that
9 in the past ten or more years I have never written
10 any diary so I cannot remember these particular
11 statements. What I can tell you is this: that
12 after I had acceded to ITAGAKI's demands, I adopted
13 an entirely new system. On the surface, of course,
14 I had to adopt a sort of pretension so as to obtain
15 the confidence and trust of the Japanese. If not,
16 I could never do anything as I wished. During that
17 time and under those circumstances, do you think
18 that I could very well tell the Japanese that I was
19 then out to recover the lost territories? So I may
20 say that I had embarked on a very, very adventurous
21 career then. If I had succeeded I would be naturally
22 considered as one of the most patriotic Chinese. If
23 I had failed, naturally I will be considered as an
24 absolute failure and my reputation was at stake.

25 THE PRESIDENT: All that suggests a negative

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1 answer to your question. It is only a matter of
2 construction.

3 MAJOR BLAKENEY: Then does the Tribunal
4 suggest that I need not put to the witness the
5 statements which he made at various times and
6 places to other people?

7 THE PRESIDENT: I think my colleagues want
8 you to put to him all the evidence that you propose
9 to call. That necessarily involves time, place,
10 circumstance and person -- persons.

11 Q Do you know a man named W. G. H. Woodhead--
12 H. G. W. Woodhead, I am sorry?

13 A Yes, I know him.

14 Q He was a friend of yours in the Tientsin
15 days?

16 A Yes.

17 Q Do you remember having an interview with
18 him in your palace in Hsinking soon after you became
19 Regent of Manchukuo?

20 A Yes.

21 Q I put it to you that you said to him at
22 that time substantially as follows: I quote:
23 "That I have accepted the position of Regent of
24 Manchukuo for the two following reasons: First is
25 the personal reason, to vindicate myself after the

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1 Republic has violated every term of the contract of
2 abdication which I made with it. Second, the political
3 reason, that the Manchu Dynasty abdicated in the hope
4 of improving the lot of the people, but that after
5 twenty years their condition has not improved. They
6 have been oppressed and tyrannized and their welfare
7 entirely disregarded by the authorities. It is my
8 hope to remedy these conditions." Was that in sub-
9 stance what you stated to Mr. Woodhead?

10 A Well, my answer will be the same as I have
11 already given to you. After I got into Manchuria
12 I had to adopt a sort of hypocritical, pretensive
13 attitude; otherwise I couldn't get the confidence
14 from the Japanese. But as regards to the statement
15 I made to Mr. Woodhead, I can tell you very well
16 that I cannot remember them. Even I had said that,
17 it should be regarded as a kind of counter-propaganda.

18 THE PRESIDENT: Are you going to call
19 Woodhead?

20 MAJOR BLAKENEY: I think that Mr. Woodhead
21 is dead, but this matter has been recorded in books.

22 THE PRESIDENT: Well, you are not going to
23 confront him with Woodhead but with a book. It is
24 just as well that we know that.

25 MAJOR BLAKENEY: We will, of course, call

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1 Mr. Woodhead if he is alive and can be found. I am
2 advised that he is dead, but I don't know. Mr.
3 Keenan says that he is not dead and if he will fur-
4 nish the address, we will gladly subpoena him.

5 MR. KEENAN: If the Court please, any
6 representations I make to this Court, with great
7 respect to able counsel for the defense, I will
8 make directly. I have just been informed this
9 split second of the existence of Mr. Woodhead. I
10 never heard of him before; but I am advised by
11 Judge Hsiang that Woodhead is presently an editor
12 of a paper at Hongkong. That is the only repre-
13 sentation that I can make.

14 THE PRESIDENT: Of course the attitude of
15 the witness may make it unnecessary to call Woodhead.
16 It is simply this: "If I said it, and I don't
17 remember saying it, it was just propaganda."

18 Yes.

19 Q Then we are to understand, are we, that if
20 you made such a statement to Mr. Woodhead, it was
21 false?

22 THE PRESIDENT: Well, that is only a con-
23 clusion. It may or may not be open. He need not
24 answer that. Have you finished with that book, Major?

25 MAJOR BLAKENEY: Sir?

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1 THE PRESIDENT: Have you finished with
2 that book yet?

3 MAJOR BLAKENEY: Yes, sir.

4 THE PRESIDENT: Well, put it in, tender it.
5 We want it in evidence; we want to see it.

6 MAJOR BLAKENEY: I personally searched the
7 libraries of Tokyo last night so far as I was able
8 for the book and I have had an emissary searching
9 this morning and we have not yet found the book.
10 When it is found, it will be offered in evidence.

11 THE PRESIDENT: You appear to have a book
12 before you now.

13 MAJOR BLAKENEY: That is a different book,
14 sir.

15 THE PRESIDENT: I am afraid that we did not
16 know that. It might have made a difference in our
17 attitude.

18 MAJOR BLAKENEY: I was not reading from the
19 book, sir. I was reading from my own notes.

20 THE PRESIDENT: Well, until the book is
21 produced, of course, it will have no effect on us.

22 MAJOR BLAKENEY: Right.

23 Q Mr. Witness, when did you become Emperor
24 of Manchukuo?

25 A Two years after I became the Regent.

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1 THE PRESIDENT: We will adjourn now until
2 half-past one.

3 (Whereupon, at 1200, a recess was
4 taken.)
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AFTERNOON SESSION

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1 The Tribunal met, pursuant to recess, at
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3 1340.

4 MARSHAL OF THE COURT: The International
5 Military Tribunal for the Far East is now resumed.

6 THE PRESIDENT: Major Blakeney.

7 MAJOR BLAKENEY: I should like to state, sir,
8 in further regard to the question of letters and
9 books that came up this morning the position in
10 which I am, inasmuch as by the practice with which
11 we are familiar the introduction of these documents
12 during the cross-examination is optional rather than
13 compulsory. We have not made the necessary prepara-
14 tion by way of translation, reproduction and service
15 of the documents. Although I am now in possession
16 of some of the documents referred to this morning,
17 I, of course, have not translations prepared and
18 checked by the Language Section and served. I have
19 the translation. I did request the Language Section
20 in the few minutes available after I received the
21 documents to verify translation, but time did not
22 suffice for that purpose. I, therefore, ask the direc-
23 tion of the Court about tendering and reading my
24 translation of the documents.

25 MR. KEENAN: Mr. President, the prosecution

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1 is pleased to waive any such formality that may inure
2 to its rights, subject to an opportunity to check
3 the translations later, with reference to any such
4 letters that were referred to, and I assume that the
5 book that was referred to of Mr. Woodhead, appeared
6 in the English language.

7 THE PRESIDENT: We thought, Major Blakeney,
8 that you might put the original letters in the hands
9 of the witness and ask him whether he wrote them.
10 Of course, if he denied ~~writing~~ them you couldn't
11 use them at this stage. You would have to wait until
12 you gave your evidence. If he did admit them we
13 could go ahead with the processing. Of course, the
14 general rule about translations would have no appli-
15 cation here. Otherwise surprise would be defeated,
16 as you understand. It may be that it would be de-
17 feated here if we insisted on the translations being
18 prepared in advance. Then no question of waiver
19 arises.

20 Well, have you the originals here, Major?

21 MAJOR BLAKENEY: Yes, sir.
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1 H E N R Y P U - Y I, called as a witness on behalf
2 of the prosecution, resumed the stand and
3 testified as follows:

4 BY MAJOR BLAKENEY (Continued):

5 (A document was handed to the witness).

6 Q I ask you to look at the document which has
7 been placed before you and state whether that is a
8 letter written by you or under your direction, bear-
9 ing your seal as the Emperor of Hsuan Tung.

10 (Whereupon, the witness arose and
11 started to address the Court.)

12 THE WITNESS: Please, sir --

13 THE PRESIDENT: Keep your seat.

14 THE WITNESS: Your Honor, this was a fake
15 one. Not only that --

16 THE PRESIDENT: Just answer this question:
17 did you write that letter?

18 THE WITNESS: It was not written by me.

19 THE PRESIDENT: What is the answer? I
20 didn't get it. I was talking to my colleague.

21 THE MONITOR: It was not written by me.

22 THE WITNESS: They should be guilty of
23 counterfeiting this document.

24 BY MAJOR BLAKENEY:

25 Q Mr. Witness, you read the letter before

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1 answering my question?

2 A Surely I have read them through and I am
3 sure it was a fake one.

4 Q Do you recognize the Imperial Seal of the
5 Emperor Hsuan Tung.

6 A No, it wasn't my one.

7 Q Do I understand you to say that the seal
8 on this document is not the seal of the Emperor?

9 A That isn't the one I used. This was not
10 written by me. I don't know.

11 MR. KEENAN: May we have this document
12 marked for identification so we will know what it is?

13 THE PRESIDENT: We think that is a wise pre-
14 caution. It should be tendered for identification.

15 MAJOR BLAKENEY: I now tender in evidence --
16 I now ask that this document be marked for identifica-
17 tion.

18 CLERK OF THE COURT: It will be marked for
19 identification No. 278.

20 (Whereupon, the document above
21 referred to was marked defense exhibit No.278
22 for identification.)

23 THE PRESIDENT: Let me have a look at it.

24 (Whereupon, defense exhibit No. 278
25 was handed to the President.)

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1 Q Do you recognize the handwriting in which
2 that document is written?

3 A It was not written by me. It was a counter-
4 feit one.

5 Q Do you recognize the handwriting in which
6 that document is written?

7 A I told you it was not written by me. It
8 was a counterfeit.

9 MAJOR BLAKENEY: I request the Tribunal to
10 direct that the question be answered.

11 MR. KEENAN: If the President please, I
12 suggest this is definitely going without the scope
13 of the examination and going into collateral matters.
14 This witness has stated that he did not write it
15 and I think that is the only pertinent question be-
16 fore this Court in this cross-examination.

17 THE PRESIDENT: Witness, did you authorize
18 or direct any other person to write it?

19 THE WITNESS: No, I never did.

20 Q I ask you whether you know that document to
21 be in the handwriting of Luo Chen-yu, your adviser?

22 A No, not at all.

23 Q Do you recognize the handwriting on the
24 certificate on the lower left hand part of the
25 letter, and can you tell us whose it is?

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1 (Whereupon, the document was
2 handed to the witness.)

3 A The three characters are Cheng Hsiao-hsu,
4 but I don't know who wrote it.

5 Q Are you familiar with Cheng's writing?

6 A You have to know that there are many people
7 who are trying to imitate Cheng's calligraphy.

8 Q Can you state of your own knowledge whether
9 that is or is not Cheng's handwriting?

10 A As I said, it was a counterfeit one. It was
11 not Cheng Hsiao-hsu's writing.

12 Q Do you know a Japanese named Toyama, TAKEO.

13 A Yes, he is a Japanese. I know that he is
14 a Japanese. He was in Tientsin.

15 Q What relation was he to your household in
16 Tientsin?

17 A No relation at all.

18 Q When you were made Emperor of Manchukuo did
19 you object to that change in your status.

20 A I am not quite clear about your question.

21 Q Were you made Emperor over your objection?

22 A As I have already testified, it was all
23 completely in the hands of the Japanese.

24 Q Were any threats made to induce you to
25 accept the position of Emperor instead of the

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1 position of Regent?

2 A At that time General HISHIKARI said that
3 Japan will help Manchuria to convert into monarchy
4 and that Japan will be satisfied if Japan was con-
5 verted into monarchy, and that Manchurian Emperor
6 will be treated on the same status as the Japanese
7 Emperor.

8 Q Did you, after being made Emperor, make
9 repeated expressions to Japanese commanders-in-chief
10 of the Kwantung Army and others of your gratitude for
11 being restored to a throne?

12 A No.
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Q Did you not, during the Pacific War, repeatedly express to Japanese officials your desire to declare war on England and America?

A No.

Q Did you not repeatedly state to them that you hoped for a Japanese victory in the Pacific War?

A As I had repeatedly told you, after I arrived at Manchuria I lost my hands and arms and also my mouth was stopped, and whatever I said was done by the Japanese. After I got into Manchuria I lost my personal freedom, my physical freedom. Had I resisted against this oppression, I would never be here to testify today.

THE PRESIDENT: Have you only the one letter which you claim he wrote, Major?

MAJOR BLAKENEY: It is the only one which has as yet come into my possession, sir. Whether there are others, I cannot say. I have been advised that there are, but I can't state so of my own knowledge.

THE PRESIDENT: In your cross-examination you said you had letters.

MAJOR BLAKENEY: I was so advised by co-counsel. But I have as yet received only the one, sir.

MR. KEENAN: Mr. President, would it be proper for the prosecution to ask the source of these

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1 documents, where they are coming from, so that we would
2 know if there are more coming, where they are coming from,
3 and if they wish to use them with this witness.

4 THE PRESIDENT: Well, we think that you should
5 put any letters you have to him now; otherwise you
6 will not get the opportunity once he goes out of the
7 box. We are not pressing you to disclose the source
8 of the letters for the time being. That will call
9 for consideration.

10 MAJOR BLAKENEY: I shall be very glad to put
11 in any and all documents to be used for impeaching
12 purposes which I can possibly lay my hands on before
13 the witness leaves the box.

14 Q Did you not even, Mr. Witness, go so far as,
15 over Japanese objection, to insist on tearing the
16 medals from your chest and sending them to Japan to
17 be used as scrap metal for the munitions industry?

18 A No, I have never torn off the medals from
19 my chest. But I can give you some other instances.

20 After the outbreak of Pacific War, the Japan-
21 ese Army compelled the Manchurian people, Chinese as
22 well as Manchurians, civilian officers, military, as
23 well as myself to donate all platinum, non-ferrous
24 metals, brass, steel or whatever other kinds of metals
25 in our possession to the Japanese. But one thing I

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1 can assure you, that is, as far as I and my people
2 were concerned we were all objecting to this matter.
3 But then we could do nothing as we were under the
4 oppression of the Japanese Kwantung Army. At the same
5 time, if we were found to have still in our possession
6 some platinum and other metals we would be guilty of
7 very serious offense.

8 Q Then your answer is no, you did not give your
9 medals?

10 A I had never given away the medals I had. As
11 a kind of gesture I did receive some medals from the
12 Japanese Emperor.

13 Q Cheng Hsiao-hsu, who went with you from Port
14 Arthur, became Premier of Manchukuo, did he not?

15 A Yes.

16 Q Was he the man who had custody of your
17 imperial seal prior to the time you went to Manchukuo?

18 A No.

19 Q Who had custody of it?

20 A The seals we had were all of smaller types,
21 not so big as the one you showed me just now.

22 Q Who had custody of these seals which you had?

23 A All the seals were in my possession. I don't
24 know where did you get this big seal.

25 Q Who was the man in your household or

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1 establishment who was responsible for keeping your
2 seals and applying them to documents which you wrote or
3 had written for you as Emperor?

4 MR. KEENAN: I object unless counsel specifies
5 which Emperor he is talking about.

6 MAJOR BLAKENEY: The first time I put the
7 question I said Hsuan Tung, and I will be glad to say
8 it again.

9 A All these small seals were kept in my house.

10 Q Who was the man who applied those seals to
11 documents if and when documents were prepared for the
12 Imperial seal?

13 A When I was in Tientsin I had never appointed
14 any special person to take charge of my seals while I
15 then lived in Tientsin in the capacity as a private
16 citizen.

17 Q While you were living in Tientsin were docu-
18 ments ever prepared for you on the Imperial yellow
19 silk signed by the Imperial vermilion seal?

20 A In Tientsin for my correspondence I always
21 used ordinary correspondence papers.

22 Q You have spoken in your testimony previously
23 of threats made against you in Tientsin in 1931, the
24 bomb sent to you in a fruit basket and similar inci-
25 dents. These threats, of course, as nearly as you can

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1 tell, came from Chinese sources, did they not?

2 A Then the situation was this: In the basket
3 there were fruit and on the top of the fruit there was
4 a name card bearing these characters, Chao Hsinpo from
5 Fengtien. Later on I was informed that this was all
6 created by the Japanese militarists.

7 At that same time DOHIHARA was then in Tient-
8 sin. That was the time when Chinese Army were fighting
9 the Japanese Army around Tientsin. DOHIHARA was then
10 very active in his activities.

11 Q Let's get back to these threats for just a
12 moment.

13 A Wait a moment. I want to finish my statement.
14 And I was then reliably informed that for whatever
15 accidents or incidents that then happened DOHIHARA was
16 the man who was pulling the string behind. There was
17 reason for the inference that that fruit basket inci-
18 dent was instigated by DOHIHARA.

19 Q Do you believe that the series of threats
20 which had been made against your life ever since 1924
21 were instigated by the Japanese?

22 A I was referring particularly to that fruit
23 basket case. As far as that case was concerned, I was
24 reliably informed to that effect. Of course, what I
25 heard can only be considered as hearsay only.

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1 Q But it is true, is it not, that ever since
2 1924 your life has been continuously in danger and you
3 had been continuously subjected to threats on your life?

4 CHINESE INTERPRETER: The witness was asking
5 how many years prior to his departure for Port Arthur,
6 the time you are referring to?

7 MAJOR BLAKENEY: It would be seven years,
8 according to his testimony.

9 A In that seven years I was living in Japanese
10 Concession. As for as I recollect, there wasn't any
11 threats made against me, made on me. Series of
12 threats happened to me only in the year in which the
13 Mukden Incident broke out.

14 Q As a matter of fact, you originally sought
15 the safety of the Japanese Concession to escape from
16 threats, did you not?

17 A I went to the Japanese Embassy at the recom-
18 mendation or suggestion of the British friends, includ-
19 ing Mr. Johnston, and British Ambassador -- British
20 Minister; and from Japanese Embassy, from Japanese
21 Legation, I went to the Japanese Concession in Tient-
22 sin when I got the permission, understanding, of the
23 then President, General Tuan Chilui.
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1 Q And you went into the Japanese protection
2 originally because of the threatening news that was
3 then being spread all over Peking, did you not?

4 A As I said, I left Peiping only after the
5 coup d'etat of General Feng Yu-hsiang.

6 Q I'm asking you whether you did not origin-
7 ally seek and obtain refuge, first in the Japanese
8 Legation in Peking, later in the Japanese Concession
9 in Tientsin, because your life, you believed, was in
10 danger if you remained on Chinese soil; is that
11 correct?

12 A Of course, everybody would feel rather
13 shaky at the time when there was a coup d'etat in
14 Peiping. But the then coup d'etat under General
15 Feng Yu-hsiang was not representing the general
16 opinion of the Chinese public. That time, Tientsin
17 was under the garrison of General Li Ching Lin. As
18 soon as I got into Tientsin, General Li Ching Lin
19 immediately came to see me and comforted me.

20 Q Well, at any rate, you did feel, did you
21 not, that the Japanese had protected you and kept
22 your life secured from threats and harm?

23 A According to the then prevailing situation,
24 many people sought refuge in the different legations.

25 Q Well, we'll leave that. Do you know who

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1 stabbed you in Hsinking?

2 A I cannot recall a little bit of these things:
3 In which year and which month just this happened.

4 MR. KEENAN: If the Court please, the prose-
5 cution objects to questions being put in that form
6 which is reminiscent of an ordinary question some-
7 times encountered, "Have you stopped beating your
8 wife yet?" The witness says "yes" or "no" and is not
9 able to answer the question itself. I think he first
10 ought to be asked if he does know of any attempt
11 being made to stab him.

12 THE PRESIDENT: Can you put your question
13 in a less objectionable form, Major?

14 MAJOR BLAKENEY: I will be glad to.

15 Q Were you ever stabbed in Hsinking?

16 A No. Can you give me the story?

17 Q Do you know what action the Chinese Govern-
18 ment took concerning you after your removal from
19 Tientsin to Manchuria?

20 MR. KEENAN: The prosecution objects to this
21 question as being without the scope of the cross-
22 examination and not being relevant to any issue in
23 this case. We are interested in what the Japanese
24 did to him. That is the issue in this lawsuit.

25 MAJOR BLAKENEY: I am coming to the question

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1 of the witness' present status.

2 THE PRESIDENT: It is rather a roundabout
3 way, Major. Can you come more directly?

4 A Which stabbing case are you referring to?
5 Can you give me the story?

6 Q Do you know that the Chinese Government
7 declared you to be a traitor in November, 1931?

8 A I have not finished my statement yet. I
9 don't remember I have come across this news in the
10 newspapers.

11 Q Then you do not know that to be a fact,
12 is that your answer?

13 A I cannot definitely say "yes" or "no" in
14 this case. I cannot remember very correctly. At
15 that time, we were under the supervision of the
16 Japanese Kwantung Army. I didn't even have enough
17 time to save myself. I couldn't pay too much atten-
18 tion to these outside matters.

19 MAJOR BLAKENEY: If the Tribunal please, I
20 submit that any witness can always say "I do" or "I
21 do not know that fact."

22 MR. KEENAN: If the Court please, I under-
23 stood the question as being addressed to his present
24 status. I may have misunderstood counsel, but I
25 thought that's what he answered the President of

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1 the Court. If it is any other, I want to object to
2 it as being without the scope of the cross-examina-
3 tion. He testified nothing as to this in his direct
4 examination.

5 THE PRESIDENT: If he was declared a
6 traitor by the Chinese in 1931, and that declaration
7 stands, it may affect his present status. Now, on
8 the question raised by Major Blakeney, I do not see
9 how this Tribunal can compel him to reshape his
10 answers. You have got to take them as they are
11 given, and you can comment on the form of them
12 later.

13 We will recess for fifteen minutes.

14 (Whereupon, at 1445, a recess was
15 taken until 1500, after which the proceed-
16 ings were resumed as follows:
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1 MARSHAL OF THE COURT: The International
2 Military Tribunal for the Far East is now resumed.

3 THE PRESIDENT: Mr. Chief Prosecutor.

4 MR. KEENAN: Mr. President, the prosecution
5 asks that with reference to Exhibit 278, that since
6 a translation has been made but not been verified,
7 as we understand, by the proponent of this document,
8 we would ask the Court to direct that a copy of that
9 translation be given to the prosecution or, in the
10 alternative, that this exhibit 278 be turned over to
11 some proper officer of the Court for copies -- for
12 a translation to be made before the day is over, so
13 that we will be able to refer to it in proper redirect
14 examination.

15 THE PRESIDENT: It is a very short document.
16 It will be in the possession of the Secretary General,
17 and may be inspected in his hands and a translation
18 made.

19 Major Blakeney.

20 BY MAJOR BLAKENEY (Continued):

21 Q How did you travel from Tientsin to Port
22 Arthur when you went there in 1931?

23 A Well, I went under the compulsion of the
24 Japanese General, KASHII.

25 Q How did you travel?

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1 A At that time General KASHII sent over one
2 Japanese man named YOSHIDA, Chutaro -- a Japanese
3 interpreter, YOSHIDA, Chutaro, who took me up into an
4 automobile, and we started off for the wharf at Tient-
5 sin. From Tientsin we first reached Yinkow, and from
6 Yinkow we got to Takukow, and from Takukow we went to
7 Port Arthur by boat. Ever since we started from Tient-
8 sin up to Takukow we -- the boat -- there were Japanese
9 soldiers in the boat.

10 Q Can you give us the names of the other
11 Japanese who accompanied you to Port Arthur?

12 A There were about three or four Japanese
13 going along with us, whose names I cannot remember now.

14 Q Was YOSHIDA, Chutaro the only Japanese who
15 came to fetch you from your home to take you to the
16 wharf?

17 A No, there were in addition to YOSHIDA,
18 Chutaro some other Japanese military men.

19 Q Do you know the names of any of them?

20 A At that time they only came to fetch me.
21 I had no chance to ask the name of each and every
22 one of them.

23 Q Did they compel you by force to accompany
24 them?

25 A At that time there was still fighting carried

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1 on in Tientsin, and conditions in Tientsin was
2 chaotic. Some bullets even fell into the yard of my
3 house, and there frequently occurred threats in Tient-
4 sin to me. On the pretext of all this they helped me
5 remove to some other -- what they called safety place.

6 Q Did you know that you were going to be taken
7 to Port Arthur?

8 A Yes. That was what was told me by the
9 Japanese military.

10 Q Were you willing to go to Port Arthur?

11 A At that time I thought that there was no
12 necessity for me to leave for Port Arthur, so I didn't
13 want to go. But after some persistent persuasion on
14 the part of the Japanese I went, thinking that there
15 wasn't much seriousness, even if I do go.

16 Q Then the Japanese did not compel you to go;
17 they persuaded you to go; is that correct?

18 A At that time -- at first I was persuaded to
19 go, but later on, as I refused to go, they insisted
20 on asking me to go, and that insistence amounted to
21 compulsion. And so I went against my own will. Also,
22 at that time, although I was living in the Japanese
23 Concession then, since there was fighting going on,
24 the Japanese had almost declared that part of the
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1 city under martial law; so I had to leave.

2 Q Have you not repeatedly in the past, in
3 public interviews and statements, asserted that you
4 went to Port Arthur voluntarily?

5 A No.

6 Q Recalling your attention to the interview which
7 you had with Mr. Woodhead in your palace in Hsinking
8 in 1932, did you or did you not at that time say to
9 him in substance as follows: "The story of my being
10 kidnapped from Tientsin and taken to Port Arthur is
11 ridiculous. No such thing occurred." Did you or
12 did you not make substantially -- (to Mr. Keenan)
13 Just wait -- did you or did you not make substantially
14 that statement to Mr. Woodhead?

15 MR. KEENAN: If the Court please, the
16 prosecution objects to that as being already answered
17 and the same question in substance being repeated. He
18 has been asked the question; as I understand it, he
19 replied that he did not.

20 THE PRESIDENT: I do not recollect it, Mr.
21 Chief Prosecutor.

22 MR. KEENAN: It may be a difference in the
23 headphones. I understood him to say that.

24 MAJOR BLAKENEY: The question has not been
25 asked by this counsel.

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1 THE PRESIDENT: The objection is overruled.
2 This question has not been asked before, but you under-
3 stand, Major, that you are undertaking to produce that
4 witness Woodhead -- or is that his name?

5 MAJOR BLAKENEY: Yes, sir.

6 THE PRESIDENT: -- Woodhead, if he is
7 available.

8 MAJOR BLAKENEY: I am undertaking to pro-
9 duce him if he is available, and, if not, I am under-
10 taking to produce his book containing these statements.

11 THE PRESIDENT: It may not be sufficient to
12 confront him with the book. We know nothing about the
13 author, and the book cannot be cross-examined. For
14 the time being we are satisfied with your undertaking
15 to call Woodhead if he is available.

16 MAJOR BLAKENEY: (Addressing the Chinese
17 Monitor) Will you ask the witness to answer the
18 question, please.

19 A At the time when I interviewed Mr. Woodhead,
20 I was already falling into the mouth of the tiger, and
21 then I had no freedom of speech whatsoever. Whatever
22 statement I made was made by ITAGAKI. Of course, when
23 I made that statement I felt very bad deep in my heart;
24 but on the other hand, on the second thought, I thought
25 that it might be a kind of counter-propaganda by which

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1 I may gain the confidence of the Japanese. At the
2 time I gave the interview, the interpreter was the
3 Japanese, and there were some other Japanese present.
4 The interpreter was a Chinese; of course, I cannot
5 trust that Chinese very much. After the first inter-
6 view, I was trying to have an interview, an exclusive
7 interview, with Mr. Woodhead, but I was refused; I
8 had no chance to do that. You can well imagine the
9 situation which I was in during that time. I couldn't
10 even see a very good friend whom I met in Tientsin.

11 Q Now am I to understand that, for motives of
12 your own, you did make to Mr. Woodhead substantially
13 the statement that I have put to you?
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1 A Yes. There was asked -- I was asked to
2 say that by ITAGAKI. I had no other way.

3 Q You have referred in your testimony to the
4 visit to Manchukuo of Lord Lytton's Commission,
5 and you have stated that you granted an interview
6 to Lord Lytton. Were other members of the Commission
7 present at that interview?

8 A Many representatives were present then.

9 Q Were any Japanese present at that time?

10 A Naturally, of course, many of them.

11 Q Do you know approximately the date of that
12 interview?

13 A I can't even remember the approximate date.

14 Q Would you say what year it was?

15 A I can't recall that.

16 Q What did you discuss with Lord Lytton?

17 A For any interview I granted to foreigners
18 it was ITAGAKI who directly or indirectly through
19 other Japanese told me what to say at the interview.
20 It was not only when I granted interview to Lord
21 Lytton; to all other interviews the situation was the
22 same.

23 Q What did you discuss with Lord Lytton?

24 A I cannot remember very well the contents of
25 that interview. At that time I, myself, as well as

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1 other Manchukuo officials were tied in hands and
2 mouths stuffed. We could not say whatever we
3 want to.

4 Q At any rate, you did not tell Lord Lytton,
5 did you, the things which you have told this Tribunal
6 as the truth about the establishment of Manchukuo?

7 A What I told Lord Lytton then was the state-
8 ment related to me by ITAGAKI. At that time there
9 were Japanese who were surrounding me.

10 Q Then you did or you did not tell to Lord
11 Lytton any of the facts which you have related to
12 this Tribunal as being the truth about the estab-
13 lishment of Manchukuo?

14 A What I told Lord Lytton was the statement
15 prepared by ITAGAKI. I couldn't remember what I
16 told him then since with the lapse of these ten
17 or more years. You have to know that with the
18 suffering that I had experienced in the past ten
19 or more years my memory is not so retentive now
20 as I used to have.

21 Q Did you know why Lord Lytton and his Com-
22 mission were in Manchukuo?

23 A Of course they were there then representing
24 the different countries to investigate into the actual
25 conditions and actual doings on the part of the

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1 Japanese.

2 Q You knew that if you told the truth to Lord
3 Lytton, it would be beneficial to your people?

4 A I was still suffering from the aftermath
5 effect of the threat administered to me -- made to
6 me by the Japanese at Port Arthur and also due to the
7 fact that I was still rather inexperienced and young
8 then. I regret too that I didn't tell Lord Lytton
9 and his Commission the whole truth then, and not
10 only I didn't tell him the whole truth, the Manchur-
11 ian people didn't tell him the whole truth. If we
12 had told Lord Lytton and his Commission the truth
13 then, we would have been killed long ago. I can say
14 for sure that if we had told the truth to Lord Lytton
15 and his Commission, I, myself, as well as other Man-
16 chukuo government officials would be given very dras-
17 tic action by the Japanese.

18 Q Your first concern again, then, was to save
19 your own life, was it?

20 MR. KEENAN: The prosecution, Mr. President,
21 objects to that question. The heroics or non-heroics
22 on the part of this witness are not the subject matter
23 of inquiry in this trial. He has stated abundantly
24 clear the reasons why he kept silent and it seems to
25 me that -- when and if the time arrives for him to

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1 account for his own action before a competent tri-
2 bunal to try that fact, then we will know whether
3 the ordinary defense of duress that pervades all
4 over the civilized land is or is not recognized
5 as a defense, if that is an issue. I submit that
6 is not an issue in this present trial.

7 THE PRESIDENT: The objection is sustained.

8 Q Where have you been since the end of the war?

9 A Ever since the surrender of the Japanese,
10 the Japanese people in Manchuria by employing some
11 unbelievable methods took me to Tung Hua Province.
12 This Tung Hua Province, I think, is what in the former
13 days consider as the Province of Fungtien. They took
14 not only me but my family too. There were then with
15 me the Prime Minister, Chang Ching-Hui; and the
16 Director of the Consular Bureau, Tsang Shih-Yi; and
17 also Minister of Imperial Household, Hsih Chia. At
18 that time this subordinates of mine went to pay a
19 call to the Japanese commanding general named YAMADA.
20 They then made a demand to this General YAMADA that
21 I, myself, and the other government officials should
22 not be asked to leave Hsingking. A very long debate
23 was then ensued and finally the Japanese still didn't
24 give their permission to our request. And the Japanese
25 General YOSHIOKA also insisted on asking me to leave

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1 although I had talked to him that I should stay
2 behind. At that time he gave me one day's notice --
3 time -- then he gave me one day's time to move out
4 of Hsinking but through the repeated negotiations
5 with General YOSHIOKA I was allowed three days' time
6 to get out. So, consequently, I, myself, together
7 with my family was sent to the place called Ta-Li-
8 Tzu-kou. The government officials were then made to
9 stay at Tunghua. I, myself, lived in Ta-Li-Tzu-kou.
10 Surrounding the houses in which we lived were Japanese
11 gendarmerie and other Japanese soldiers. And then
12 General YOSHIOKA together with other Japanese ministers
13 came to see me. And then they showed me a piece of
14 paper and explained to me that this is the paper by
15 which I will announce that I will voluntarily announce
16 voluntarily that I will voluntarily give up the **Throne**.
17 After this interview all my subordinates left me and
18 only I together with my family was left behind. They
19 then threatened me with force to move myself together
20 with my family up to Japan. The meaning of this move-
21 ment was that they want -- was that since the Japanese
22 know that the liberation of Manchuria is starting,
23 they want to kill all of us in order to silence us.
24 General YOSHIOKA also told me that I must go, and
25 that if anything happened to me in Japan, the Japanese

1 .Government would not be responsible.

2 I was first travelling in a small air-
3 plane and in the Province of Mukden the Japanese
4 asked me to change to a big airplane; and at the
5 time when we were changing the plane, General
6 YOSHIOKA was also with us who has been with me in
7 the past ten or more years. Also with me were some
8 Japanese gendarmerie and a Japanese Lieutenant-
9 General HASHIMOTO. Before we took off, a Soviet
10 plane arrived. Then I was asked to stay behind in
11 Soviet Russia.

12 THE PRESIDENT: We will adjourn now until
13 half-past nine tomorrow morning.

14 (Whereupon, at 1600, an adjournment
15 was taken until Thursday, 22 August, 1946,
16 at 0930.)

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